

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

March 27, 2015

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

Oahu

After-the-Fact Issuance of Right-of-Entry Permit to King Street Productions, LLC
dba AlliedPra Hawaii for Beach Activities Purposes on March 18, 2015, Waialae,
Honolulu, Oahu, TMK: (1) 3-5-023:Portion of 041.

APPLICANT:

King Street Productions, LLC dba AlliedPra Hawaii

LEGAL REFERENCE:

Sections 171-55, Hawaii Revised Statutes, as amended.

LOCATION:

Portion of Government lands situated at Waikiki, Honolulu, Oahu, identified by Tax Map
Key: (1) 3-5-023:Portion of 041, as shown on the map attached as **Exhibit A**.

AREA:

464 square feet, more or less.

ZONING:

State Land Use District: Urban
City and County of Honolulu LUO: Resort

TRUST LAND STATUS:

Section 5(b) lands of the Hawaii Admission Act
DHHL 30% entitlement lands pursuant to the Hawaii State Constitution: No

CURRENT USE STATUS:

Encumbered by right-of-entry 4216 to Resorttrust Hawaii, LLC for recreational and maintenance purposes. The hotel management has indicated, in writing, its agreement to the subject request.

CHARACTER OF USE:

Beach activities purposes.

TERM:

From 12:00 noon to 12:00 p.m. on March 18, 2015.

RENTAL:

\$546 (\$46 @ 1 day, and \$500 late surcharge).

COLLATERAL SECURITY DEPOSIT:

None.

CHAPTER 343 - ENVIRONMENTAL ASSESSMENT:

Pursuant to the authority delegated by the Board on June 14, 2013, item D-11, as amended, Chairperson declared the request exempt from the preparation of an environmental assessment, and signed the exemption notification.

DCCA VERIFICATION:

Place of business registration confirmed:	YES <u>x</u>	NO <u>__</u>
Registered business name confirmed:	YES <u>x</u>	NO <u>__</u>
Applicant in good standing confirmed:	YES <u>x</u>	NO <u>__</u>

REMARKS:

Applicant is requesting a right-of-entry permit over a portion of the beach fronting the Kahala Hotel as depicted on Exhibit A in connection with a welcome reception to be held on the hotel property. The applicant plans to place 14 chairs and two (2) fire pits for additional seating to the guests attending the reception on the hotel property to be held on March 18, 2015.

Land Division received March 2, 2015, i.e. less than three (3) weeks prior to the requested dates. Pursuant to the policy authorized by the Board at its meeting on June 14, 2013, Item

D-11, as amended, staff recommends the Board impose a late surcharge of \$500 in addition to the normal fee payable for similar event.

Meanwhile, Land Division is willing to recommend that the Chairperson authorize the issuance of the right-of-entry with the intent of seeking an after-the-fact approval from the Board. This approach was approved by the Board at its meeting on June 14, 2013, Item D-11, as amended.

The Chairperson declared the request exempt from the preparation of an environmental assessment and issued a right-of-entry for the requested event.

Applicant has not had a lease, permit, easement or other disposition of State lands terminated within the past five years due to non-compliance with such terms and conditions. No comments were solicited from government or community agencies.

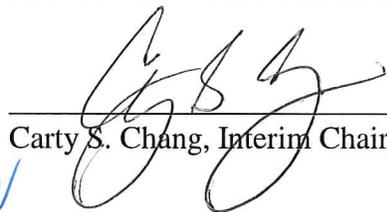
There are no pertinent issues or concerns and staff does not have any objection to the request.

RECOMMENDATION: That the Board authorize the issuance of an after-the-fact right-of-entry permit to King Street Productions, LLC dba AlliedPra Hawaii covering the subject area for beach activities purposes under the terms and conditions cited above.

Respectfully Submitted,


Barry Cheung
District Land Agent

APPROVED FOR SUBMITTAL:


Carty S. Chang, Interim Chairperson



Subject
Location

EXHIBIT "A"